

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON APPROPRIATIONS**

**Call to Order:** By **CHAIRMAN TOM ZOOK**, on January 19, 1999 at 3:00 P.M., in Room 312 - 2 Capitol.

#### **ROLL CALL**

**Members Present:**

Rep. Tom Zook, Chairman (R)  
Rep. Joe Quilici, Vice Chairman (D)  
Rep. Steve Vick, Vice Chairman (R)  
Rep. Beverly Barnhart (D)  
Rep. Ernest Bergsagel (R)  
Rep. Peggy Bergsagel (R)  
Rep. Rosalie (Rosie) Buzzas (D)  
Rep. John Cobb (R)  
Rep. Stan Fisher (R)  
Rep. Dick Haines (R)  
Rep. Royal Johnson (R)  
Rep. Betty Lou Kasten (R)  
Rep. Matt McCann (D)  
Rep. Red Menahan (D)  
Rep. Ray Peck (D)  
Rep. Lila Taylor (R)  
Rep. Joe Tropila (D)  
Rep. John Witt (R)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Joanne Gunderson, Committee Secretary  
Taryn Purdy, Legislative Fiscal Division

**Please Note:** These are summary minutes. Testimony and discussion are paraphrased and condensed. A Sony BI-85 recorder was used, thus references are measured in inches rather than minutes.

**Committee Business Summary:**

Executive Action: SB 17, SB 50, HB 25, HB 75, HB 64, HB 69, HB 185

EXECUTIVE ACTION ON HB 25

Motion: REP. QUILICI moved that HB 25 DO PASS.

{Tape : 1; Side : A; Approx. Time Counter : 7 - 13}

Discussion:

{Tape : 1; Side : A; Approx. Time Counter : 13 - 243; Comments :  
re: coordination with SB 11.} **EXHIBIT**(aph14a01)

Vote: Motion failed 7-11 with Reps. Quilici, Zook, Buzzas, Haines, Menahan, Peck, and Tropila voting aye.

{Tape : 1; Side : A; Approx. Time Counter : 243 - 275; Comments :  
Vote taken by roll call, attached to minutes.}

Motion/Vote: REP. E. BERGSAGEL moved that HB 25 BE TABLED.

Motion carried unanimously.

{Tape : 1; Side : A; Approx. Time Counter : 275 - 290; Comments :  
Rep.E.Bergsagel said he'd be willing to reconsider HB 25 if SB 11 fails.}

EXECUTIVE ACTION ON HB 64

Motion: REP. E. BERGSAGEL moved that HB 64 DO PASS.

Motion/Vote: REP. PECK moved that HB 64 BE AMENDED per Exhibit

2. Motion carried unanimously. **EXHIBIT**(aph14a02)

{Tape : 1; Side : A; Approx. Time Counter : 290 - 314}

Motion/Vote: REP. E. BERGSAGEL moved that HB 64 DO PASS AS AMENDED. Motion carried unanimously.

{Tape : 1; Side : A; Approx. Time Counter : 314 - 324}

EXECUTIVE ACTION ON HB 69

Motion: REP. E. BERGSAGEL moved that HB 69 DO PASS.

Discussion:

It was the committee's decision to delay action on HB 69 and Rep. E. Bergsagel withdrew the motion.

{Tape : 1; Side : A; Approx. Time Counter : 324 - 344}

EXECUTIVE ACTION ON SB 17

Motion/Vote: REP. E. BERGSAGEL moved that SB 17 BE CONCURRED IN.  
Motion carried unanimously.

{Tape : 1; Side : A; Approx. Time Counter : 344 - 368; Comments :  
Prior to vote, Rep. Kasten and Taryn Purdy explained the bill.  
Rep. Peck agreed to carry SB 17.}

EXECUTIVE ACTION ON SB 50

Motion/Vote: REP. E. BERGSAGEL moved that SB 50 BE CONCURRED IN.  
Motion carried unanimously.

{Tape : 1; Side : A; Approx. Time Counter : 368 - 407; Comments :  
Rep. Zook agreed to carry SB 50.}

EXECUTIVE ACTION ON HB 185

Motion: REP. E. BERGSAGEL moved that HB 185 DO PASS.

Motion/Vote: REP. MENAHAN moved that HB 185 BE AMENDED per  
Exhibit 3. Motion carried unanimously. **EXHIBIT**(aph14a03)  
{Tape : 1; Side : A; Approx. Time Counter : 407 - 444; Comments :  
There was brief discussion prior to the vote.}

Motion: REP. MENAHAN moved that HB 185 BE AMENDED per Exhibit 4.  
**EXHIBIT**(aph14a04)  
{Tape : 1; Side : A; Approx. Time Counter : 444 - Side B: Approx.  
Time Counter: 000}

Discussion:

{Tape : 1; Side : B; Approx. Time Counter : 0 - 155; Comments :  
At counter 118, Rep.E.Bergsagel withdrew the Do Pass Motion and  
action on HB 185 was postponed.}

EXECUTIVE ACTION ON HB 69

Motion: REP. MCCANN moved that HB 69 DO PASS.

Discussion:

{Tape : 1; Side : B; Approx. Time Counter : 155 - 198}

Motion/Vote: REP. MCCANN moved that HB 69 BE AMENDED per Exhibit  
5. Following brief discussion the Motion carried unanimously.  
{Tape : 1; Side : B; Approx. Time Counter : 198 **EXHIBIT**(aph14a05)}

**Discussion:**

*{Tape : 1; Side : B; Approx. Time Counter : 234 - Tape: 2; Side: A; Approx. Time Counter 059; Comments : A conceptual amendment re lottery proceeds was discussed and it was determined a ruling by Greg Petesch was needed to determine whether an appropriation was needed per the proposed amendment. Taryn Purdy reported to the committee that Mr. Petesch affirmed that the lottery needed an appropriation for prizes and other costs.}*

**Motion/Vote:** REP. MCCANN moved that HB 69 BE AMENDED per Exhibit 6. Motion carried 14-3 with Barnhart, E. Bergsagel, and Peck voting no. (Rep. Witt had left the room.) **EXHIBIT**(aph14a06)  
*{Tape : 2; Side : A; Approx. Time Counter : 59 - 71}*

**Motion/Vote:** Following a brief discussion, REP. MCCANN moved that HB 69 BE AMENDED per Exhibit 7. Motion carried unanimously.  
*{Tape : 2; Side : A; Approx. Time Counter : 71 -~~EXHIBIT~~(aph14a07)}*

**Motion/Vote:** REP. MCCANN moved that HB 69 BE AMENDED per Exhibit 8. Motion carried unanimously. **EXHIBIT**(aph14a08)  
*{Tape : 2; Side : A; Approx. Time Counter : 145 - 154}*

**Motion/Vote:** REP. MCCANN moved that HB 69 DO PASS AS AMENDED. Motion carried 16-1 with E. Bergsagel voting no.  
*{Tape : 2; Side : A; Approx. Time Counter : 154 - 158; Comments : The amendments needed revision and the bill was re-referred, the committee report is not included.}*

**EXECUTIVE ACTION ON HB 75**

**Motion:** REP. E. BERGSAGEL moved that HB 75 DO PASS.

**Discussion:** Rep. Witt returned to the committee room.  
*{Tape : 2; Side : A; Approx. Time Counter : 158 - 252}*

**Vote:** Motion carried 12-6 with E. Bergsagel, P. Bergsagel, Haines, Kasten, Taylor, and Vick voting no.  
*{Tape : 2; Side : A; Approx. Time Counter : 254 - 256}*

An exhibit relating to HB 185 was given to the committee secretary the day following the meeting. **EXHIBIT**(aph14a09)

**ADJOURNMENT**

Adjournment: 3:45 P.M.

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REP. TOM ZOOK, Chairman

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JOANNE GUNDERSON, Secretary

TZ/JG

**EXHIBIT** (aph14aad)